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| UTILITY | | | |
|--------------------|--|--|--|
| PATENT APPLICATION | | | |
| TRANSMITTAL | | | |

(Only for new nonprovisional applications under 37 CFR 1.53(b))

| persons are required to respond to a collection of information unless it displays a valid OMB control number | | | | | |
|--------------------------------------------------------------------------------------------------------------|--------|------------------------------------------------------------------------------------------------|----------|-----|--|
| Attorney Docket N | o. | 9153R | - | | |
| First Inventor | | Paul Alfred Cimiluca et al. | | | |
| Assignee | The | Procter & Gamble Company | | | |
| Title | Parti | Compositions Comprising A Plurality Of Particles Or Agglomerates Having A Define Particle Size | | | |
| Express Mail Labe | el No. | EV249870436US | 339 | | |
| | | Mail Ston Potent Application | <u> </u> | ==: | |

1. [X] Fee Transmittal Form (e.g., PTO/SB/17)

(Submit an original, and a duplicate for fee processing)

APPLICATION ELEMENTS

See MPEP Chapter 600 concerning utility patent application contents.

2. [X] Specification Total Pages [33]

(preferred arrangement set forth below)

- Descriptive Title of the Invention
- Cross References to Related Applications
- Statement Regarding Fed sponsored R&D
- Reference to sequence listing, a table, or a computer program listing appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

3. [] Drawing(s) (35 USC §113) Total Sheets []

4. Oath or Declaration

Total pages [2]

- a. [X] Newly executed (original or copy)
- b. [] Copy from a prior application (37 CFR §1.63(d))

 (for continuation/divisional with Box 17 complete
 - i. [] <u>DELETION OF INVENTORS</u>
 Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR §§1.63(d)(2) and 1,33(b).
- 5. [] Application Data Sheet. See 37 CFR §1.76

6. [] CD-ROM or CD-R in duplicate, large table or

Computer Program (Appendix)

- 7. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - a. [] Computer Readable Form (CRF)

Alexandria, VA 22313-1450

- b. Specification Sequence Listing on:
 - i. [] CD-ROM or CD-R (2 copies); or
 - ii. [] Paper

ADDRESS TO: Commissioner for Patents

P.O. Box 1450

c. [] Statement verifying identity of above copies

| ACCOMPA | NYING A | PPLICA | TION | PARTS |
|----------------|---------|--------|------|--------------|
| | | | | |

- 8. Assignment Papers (cover sheet & document(s))
- 9. [] 37 CFR 3.73(b) Statement [] Power of Attorney (when there is an assignee)
- 10. [] English Translation Document (if applicable)
- 11. [] Information Disclosure [X] Copies of IDS

Statement (IDS)/PTO-1449 Citations

- 12. [] Preliminary Amendment
- 13. [X Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
- 14. [] Certified Copy of Priority Document(s)
- (if foreign priority is claimed)
 15. [] Nonpublication Request under 35 U.S.C.
 - 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.

.....

16. [] Other:

17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR §1.76:

[] Continuation [] Divisional [X] Continuation-in-part (CIP) of prior application No 10/368510, 10/368514 and 10/369039 prior application information:

Examiner:

Group/Art Unit: 1615

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

| | | | | - |
|-------------------|-------------------|---------------------|-----------------|----------------|
| Name (Print/Type) | Tahira Jayasuriya | Registration No. (A | Attorney/Agent) | 50,793 |
| Signature | Thum |] | Date | August 4, 2003 |

(Insert Customer No. here)

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

[X] Customer Number

FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

(\$822)

| C mplete if Known | | | |
|----------------------|-----------------------------|--|--|
| Application Number | | | |
| Confirmation Number | | | |
| Filing Date | August 4 , 2003 | | |
| First Named Inventor | Paul Alfred Cimiluca et al. | | |
| Examiner Name | | | |
| Group/Art Unit | | | |
| Attorney Docket No. | 9153R | | |

| METHOD OF PAYMENT (check one) | FEE CALCULATION (continued) | | | |
|--------------------------------------------------------------------------------|-----------------------------------------------------------------------|--|--|--|
| 1. [X] The Commissioner is hereby authorized to charge indicated | 3. ADDITIONAL FEES | | | |
| fees and credit any over payments to: | Code (\$) Fee Description Fee Paid | | | |
| Deposit Account Number 16-2480 | 1051 130 Surcharge-late filing fee or oath [] | | | |
| Deposit Account Name The Procter & Gamble Company | 1052 50 Surcharge-late provisional filing fee or cover sheet [] | | | |
| 5873 | 1053 130 Non-English specification [] | | | |
| [X] Charge Any Additional Fee Required Under status. 37 C.F.R. §§1.16 and 1.17 | 1812 2,520 For filing a request for ex parte reexamination [] | | | |
| | 1804 920* Requesting publication of SIR prior to | | | |
| | Examiner's action [] | | | |
| FEE CALCULATION | 1805 1,840* Requesting publication of SIR after | | | |
| TEE CALCULATION | Examiner's action | | | |
| 1. BASIC FILING FEE - Large Entity | 1251 110 Extension for reply within 1 st month [] | | | |
| - · · · · · · · · · · · · · · · · · · · | 1252 410 Extension for reply within 2 nd month | | | |
| Code (\$) Fee Description Fee Paid | 1253 930 Extension for reply within 3 rd month | | | |
| 1001 750 Utility filing fee [750] | 1254 1,450 Extension for reply within 4 th month | | | |
| 1002 330 Design filing fee [] | 1255 1,970 Extension for reply within 5 th month | | | |
| 1004 750 Reissue filing fee [] | 1401 320 Notice of Appeal | | | |
| 1005 160 Provisional filing fee [] | 1402 320 Filing a brief in support of an appeal | | | |
| 1005 100 Housidad Hang lee | 1403 280 Request for oral hearing [] | | | |
| SUBTOTAL (1) (\$)[750] | 1451 1,510 Petition to institute a public use proceeding [] | | | |
| (7) | 1452 110 Petition to revive - unavoidable [] | | | |
| 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE - Large Entity | 1453 1,300 Petition to revive - unintentional [] | | | |
| | 1501 1,300 Utility issue fee (or reissue) | | | |
| Extra Fee from Fee | 1502 470 Design issue fee | | | |
| <u>Claims</u> <u>Below</u> <u>Paid</u> | 1460 130 Petitions to the Commissioner [] | | | |
| Total Claims $[59] - 20** = [4] x [18] = [72]$ | 1807 50 Petitions related to provisional applications [] | | | |
| Note already paid for 36 extra claims | (37 C.F.R. 1.17(q)) | | | |
| Independent Claims [2] - 3^{**} = [0] x [84] = [0] | 1806 180 Submission of Information Disclosure Statement [] | | | |
| Multiple Dependent [] =[] | 1809 750 Filing a submission after final rejection | | | |
| ** or number previously paid, if greater; For Reissues, see below | (37 CFR § 1.129(a)) | | | |
| | 1810 750 For each additional invention to be | | | |
| Code (\$) Fee Description | examined (37 CFR §1.129(b) [] | | | |
| 1202 18 Claims in excess of 20 | 1801 750 Request for Continued Examination (RCE) | | | |
| 1201 84 Independent claims in excess of 3 | 1802 900 Request for expedited examination [] of a design application | | | |
| 1203 280 Multiple dependent claim, if not paid | 1454 1300 Acceptance of unintentionally delayed claim for [] | | | |
| 1204 84 **Reissue independent claims over original patent | priority under 35 U.S.C. 119, 120, 121, or 365 (a) or (c) | | | |
| 1205 18 **Reissue claims in excess of 20 & over original patent | | | | |
| | Other fee (specify) | | | |
| | Other fee (specify) | | | |
| SUBTOTAL (2) (\$)[72] | * Reduced by Basic Filing Fee Paid SUBTOTAL(3) (\$) [] | | | |

| SUBMITTED BY | | | Comple | Complete (if applicable) | | |
|-------------------|-------------------|------------------|--------|--------------------------|----------------|--|
| Name (Print/Type) | Tahira Jayasuriya | Registration No. | 50,793 | Telephone | (513) 622-0291 | |
| Signature | Show | | | Date | 8/4 /03 | |

WARNING: Information and suborization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.